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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

OWEN DIAZ

Plaintiff,

v.

TESLA, INC. dba TESLA MOTORS, INC.

Defendant.

Case No. 3:17-cv-06748-WHO

**JOINT STIPULATION REGARDING
REFERENCE TO PLAINTIFF,
DEMETRIC DI-AZ'S INCARCERATION**

Pretrial Conference Date: February 27, 2023
Time: 2:00 p.m.

Trial Date: March 27, 2023

Complaint filed: October 16, 2017

**TO THE HONORABLE COURT, ALL PARTIES AND THEIR ATTORNEYS OF
RECORD:**

Pursuant to Civil Local Rule 7-12, Plaintiff Owen Diaz (“Plaintiff”) and Defendant Tesla, Inc. (“Defendant”), by and through their attorneys of record, hereby submit this Joint Stipulation in order to prevent the unnecessary use of Court time and resources. Accordingly, the Parties stipulate as follows:

WHEREAS, the Parties have conferred regarding numerous evidentiary issues related to the retrial of this matter and assert that entering this stipulation will save the parties and the Court time and prevent unnecessary motion practice;

NOW THEREFORE, it is hereby stipulated by and between Plaintiff and Defendant that:

Subject to the other party opening the door, the parties will not introduce any evidence or testimony, or make any argument regarding witness Demetric Di-az’s arrest and subsequent incarceration. This stipulation also precludes testimony from Owen Diaz, Dr. Anthony Reading, La’Drea Jones, or any other witness that Demetric Di-az’s criminal conduct, arrest, or incarceration were related to his work or experience at the Fremont facility or that Demetric Di-az’s arrest and subsequent incarceration caused Owen Diaz emotional distress related to or caused by Tesla.

IT IS SO STIPULATED.

CALIFORNIA CIVIL RIGHTS LAW GROUP
ALEXANDER MORRISON & FEHR LLP
ALTSCHULER BERZON

DATED: February 17, 2023

By: /s/ Lawrence A Organ

Lawrence A. Organ, Esq.
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J. Bernard Alexander, Esq.
Michael Rubin, Esq.
Jonathan Rosenthal, Esq.
Attorneys for Plaintiff Owen Diaz

DATED: February 17, 2023

QUINN EMANUEL URQUHART & SULLIVAN, LLP

By: /s/ Daniel C. Posner

Alex Spiro, Esq.
Daniel C. Posner, Esq.
Mari F. Henderson, Esq.
Asher Griffin, Esq.
Attorneys for Defendant Tesla, Inc.

[PROPOSED] ORDER

Based upon the Parties' Stipulation, and good caused having been shown, **IT IS
HEREBY ORDERED THAT:**

Subject to the other party opening the door, the parties will not introduce any evidence or testimony, or make any argument regarding witness Demetric Di-az's arrest and subsequent incarceration. This stipulation also precludes testimony from Owen Diaz, Dr. Anthony Reading, La'Drea Jones, or any other witness that Demetric Di-az's criminal conduct, arrest, or incarceration were related to his work or experience at the Fremont facility or that Demetric Di-az's arrest and subsequent incarceration caused Owen Diaz emotional distress related to or caused by Tesla.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____, 2023

Hon. William H. Orrick